

UNITED STATES BANKRUPTCY COURT
DISTRICT OF
DIVISION

In re: §
DESIGN BUILD COMPANY § Case No. 09-40111
Debtor(s) §

TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter of the United States Bankruptcy Code was filed on . The undersigned trustee was appointed on .
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of \$

Funds were disbursed in the following amounts:

Payments made under an interim
disbursement
Administrative expenses
Other payments to creditors
Non-estate funds paid to 3rd Parties
Exemptions paid to the debtor
Other payments to the debtor

Leaving a balance on hand of¹ \$

The remaining funds are available for distribution.

¹The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was _____ and the deadline for filing governmental claims was _____. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$ _____. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$ _____ as interim compensation and now requests a sum of \$ _____, for a total compensation of \$ _____². In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ _____, and now requests reimbursement for expenses of \$ _____, for total expenses of \$ _____.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: _____ By: /s/Mark A. Weisbart
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

² If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

**FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES**

Case No: 09-40111 BTR Judge: BRENDA T. RHOADES
Case Name: DESIGN BUILD COMPANY

Trustee Name: Mark A. Weisbart
Date Filed (f) or Converted (c): 01/13/09 (f)
341(a) Meeting Date: 02/20/09
Claims Bar Date: 05/26/09

For Period Ending: 11/29/10

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
2. 5216 Bradford, Dallas, TX	110,000.00	0.00	DA	0.00	FA
3. Bank of America Checking account	200.00	0.00	DA	0.00	FA
4. Live Oak State Bank Checking account	221.86	0.00	DA	0.00	FA
5. General liability insurance with Imperial Credit	0.00	0.00	DA	0.00	FA
6. Automobile insurance policies with Safeco and Pr	0.00	0.00	DA	0.00	FA
7. Health insurance policy	0.00	0.00	DA	0.00	FA
8. Builder's risk insurance with Zurich	0.00	0.00	DA	0.00	FA
9. Debtor is administrator for 2 SEP accounts	0.00	0.00	DA	0.00	FA
10. HUD receivable of approximately \$24,000.00	17,000.00	17,875.64		17,875.64	FA
11. 2 desk computers \$300 2 laptop computers \$300 2	1,645.00	0.00	DA	0.00	FA
12. Mann punch out: Job was completed. Approximately	0.00	0.00	DA	0.00	FA
13. Credit Balance Refund from Imperial A.I. Credit (u)	0.00	535.06		535.06	FA
14. 2008 Tax Refund (u)	0.00	1,441.95		1,441.95	FA
15. Contract For Deed 8794 Oak Stream, Dallas (u)	0.00	0.00	DA	0.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		8.93	Unknown

TOTALS (Excluding Unknown Values)	\$129,066.86	\$19,852.65		\$19,861.58	Gross Value of Remaining Assets \$0.00 (Total Dollar Amount in Column 6)
-----------------------------------	--------------	-------------	--	-------------	--

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Initial Projected Date of Final Report (TFR): 12/31/09

Current Projected Date of Final Report (TFR): 12/31/10

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-40111 -BTR
Case Name: DESIGN BUILD COMPANY

Trustee Name: Mark A. Weisbart
Bank Name: Union Bank of California
Account Number / CD #: *****7450 Money Market Account

Taxpayer ID No: *****5923
For Period Ending: 11/29/10

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
10/01/09		Transfer from Acct #*****6465	Bank Funds Transfer	9999-000	1,977.35		1,977.35
10/30/09	INT	Union Bank of California	Interest Rate 0.150	1270-000	0.24		1,977.59
11/30/09	INT	Union Bank of California	Interest Rate 0.150	1270-000	0.25		1,977.84
12/31/09	INT	Union Bank of California	INTEREST REC'D FROM BANK	1270-000	0.25		1,978.09
01/29/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	0.08		1,978.17
02/26/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	0.06		1,978.23
03/31/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	0.07		1,978.30
04/30/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	0.06		1,978.36
05/28/10	INT	Union Bank of California	Interest Rate 0.050	1270-000	0.06		1,978.42
06/28/10	10	City of Dallas	HUD Receivable	1129-000	17,875.64		19,854.06
06/30/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	0.12		19,854.18
07/30/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.62		19,855.80
08/31/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.73		19,857.53
09/30/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.62		19,859.15
10/29/10	INT	Union Bank of California	Interest Rate 0.100	1270-000	1.57		19,860.72
11/29/10	INT	Union Bank of California	INTEREST REC'D FROM BANK	1270-000	0.86		19,861.58
11/29/10		Transfer to Acct #*****9555	Final Posting Transfer	9999-000		19,861.58	0.00

COLUMN TOTALS	19,861.58	19,861.58	0.00
Less: Bank Transfers/CD's	1,977.35	19,861.58	
Subtotal	17,884.23	0.00	
Less: Payments to Debtors		0.00	
Net	17,884.23	0.00	

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-40111 -BTR
Case Name: DESIGN BUILD COMPANY

Trustee Name: Mark A. Weisbart
Bank Name: Union Bank of California
Account Number / CD #: *****9555 Checking Account

Taxpayer ID No: *****5923
For Period Ending: 11/29/10

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
11/29/10		Transfer from Acct #*****7450	BALANCE FORWARD Transfer In From MMA Account	9999-000	19,861.58		19,861.58

COLUMN TOTALS	19,861.58	0.00	19,861.58
Less: Bank Transfers/CD's	19,861.58	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

Page Subtotals 19,861.58 0.00

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-40111 -BTR
Case Name: DESIGN BUILD COMPANY

Trustee Name: Mark A. Weisbart
Bank Name: JPMorgan Chase Bank, N.A.
Account Number / CD #: *****6465 Money Market Account

Taxpayer ID No: *****5923
For Period Ending: 11/29/10

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
03/02/09	13	Imperial A.I. Credit Companies	Refund	1229-000	535.06		535.06
			DEPOSIT CHECK #50757264				
03/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.02		535.08
04/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.02		535.10
05/29/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.02		535.12
06/15/09	14	United States Treasury	2008 Tax Refund	1224-000	1,441.95		1,977.07
			DEPOSIT CHECK #92876816				
06/30/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.05		1,977.12
07/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.08		1,977.20
* 08/27/09		Greg Crawford	Payment on Contract for Deed - 1/2	1229-003	200.00		2,177.20
			Deposited into wrong case				
* 08/27/09		Greg Crawford	Payment on Contract for Deed - 1/2	1229-003	-200.00		1,977.20
			Deposited into wrong case				
08/31/09	INT	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.08		1,977.28
09/30/09	INT	JPMorgan Chase Bank, N.A.	INTEREST REC'D FROM BANK	1270-000	0.07		1,977.35
10/01/09		Transfer to Acct #*****7450	Bank Funds Transfer	9999-000		1,977.35	0.00

COLUMN TOTALS	1,977.35	1,977.35	0.00
Less: Bank Transfers/CD's	<u>0.00</u>	<u>1,977.35</u>	
Subtotal	1,977.35	0.00	
Less: Payments to Debtors		<u>0.00</u>	
Net	1,977.35	0.00	
TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
Money Market Account - *****7450	17,884.23	0.00	0.00
Checking Account - *****9555	0.00	0.00	19,861.58
Money Market Account - *****6465	1,977.35	0.00	0.00
	<u>19,861.58</u>	<u>0.00</u>	<u>19,861.58</u>

Page Subtotals 1,977.35 1,977.35

EXHIBIT C
ANALYSIS OF CLAIMS REGISTER

Case Number: 09-40111 Page 1
 Debtor Name: DESIGN BUILD COMPANY Date: November 29, 2010
Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
001 3110-00	MARK A. WEISBART 12770 Coit Road Dallas, TX 75251	Administrative		\$7,303.00	\$0.00	\$7,303.00
001 3120-00	MARK A. WEISBART 12770 Coit Road Dallas, TX 75251	Administrative		\$80.39	\$0.00	\$80.39
000002 070 7100-00	Wilson Plywood & Door Inc. PO Box 461546 Garland, TX 75046-1546	Unsecured		\$557.91	\$0.00	\$557.91
000003 070 7100-00	Cotten Concrete, Inc. 550 S. Highway 5 Fairview, TX 75069	Unsecured		\$4,117.00	\$0.00	\$4,117.00
000004 070 7100-00	AMERICAN INFOSOURCE LP AS AGENT FOR FIA CARD SERVICES, NA/BANK OF AMERICA PO Box 248809 Oklahoma City, OK 73124-8809	Unsecured		\$13,288.57	\$0.00	\$13,288.57
000005 070 7100-00	Guardian Protection Services, Inc. 174 Thorn Hill Rd. Warrendale PA 15086	Unsecured		\$2,954.68	\$0.00	\$2,954.68
000007 070 7100-00	South Verizon Wireless PO Box 3397 Bloomington, IL 61702	Unsecured		\$428.95	\$0.00	\$428.95
000008 070 7100-00	Little Creek Holdings, LLC Performance Drywall Services, LLC The Frank Law Firm, PLLC 1017 William D. Tate Ave., 110 Grapevine TX 76051	Unsecured		\$13,483.20	\$0.00	\$13,483.20
000001 050 4210-00	Independent Bank c/o Mark I. Agee, Attorney 5401 N. Central Expressway, Suite 220 Dallas, Texas 75205	Secured		\$0.00	\$0.00	\$0.00
000006 050 4220-00	Robert & Cynthia Baumann 7242 Kenny Lane Dallas, TX 75230-3100	Secured		\$0.00	\$0.00	\$0.00
Case Totals:				\$42,213.70	\$0.00	\$42,213.70

Code #: Trustee's Claim Number, Priority Code, Claim Type

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 09-40111

Case Name: DESIGN BUILD COMPANY

Trustee Name: Mark A. Weisbart

Balance on hand \$

Claims of secured creditors will be paid as follows:

NONE

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee Fees: Mark A. Weisbart	\$	\$	\$
Trustee Expenses: Mark A. Weisbart	\$	\$	\$
Attorney for Trustee Fees: MARK A. WEISBART	\$	\$	\$
Attorney for Trustee Expenses: MARK A. WEISBART	\$	\$	\$

Total to be paid for chapter 7 administrative expenses \$ _____

Remaining Balance \$ _____

Applications for prior chapter fees and administrative expenses have been filed as follows:

NONE

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$ _____ must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

NONE

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ _____ have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be _____ percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000002	Wilson Plywood & Door Inc.	\$ _____	\$ _____	\$ _____
000003	Cotten Concrete, Inc.	\$ _____	\$ _____	\$ _____
000004	AMERICAN INFOSOURCE LP AS AGENT FOR	\$ _____	\$ _____	\$ _____
000005	Guardian Protection Services, Inc.	\$ _____	\$ _____	\$ _____
000007	South Verizon Wireless	\$ _____	\$ _____	\$ _____
000008	Little Creek Holdings, LLC	\$ _____	\$ _____	\$ _____

Total to be paid to timely general unsecured creditors \$ _____

Remaining Balance \$ _____

Tardily filed claims of general (unsecured) creditors totaling \$ _____ have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be _____ percent.

Tardily filed general (unsecured) claims are as follows:

NONE

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE